

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH.

Crl. Misc. No. 52585 -M of 2006.
Date of Decision: April 03, 2007.

Suraj Bhan

....Petitioner

through
Mr. A.S.Trikha, Advocate

Versus

State of Haryana .

...Respondent
through
Mr. Tarun Aggarwal, Sr. DAG, Haryana.

CORAM:

HON'BLE MR. JUSTICE SURYA KANT.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

SURYA KANT,J.(ORAL)

The prayer in this petition is to release the petitioner on parole for house repairs.

In the impugned order as well as in the written statement filed by the respondents, they have taken the stand that on verification, it has been found that the house of the petitioner is in good condition and does not require any repairs.

Fully aware of the fact that in such like cases, this Court has declined to interfere, learned counsel for the petitioner states that this Court should transfer this case so that the petitioner is able to get relief from some other Court.

In the normal course, such a plea could warrant initiation of contempt of Court proceedings. However, without resorting to any

such action and being consistent with the view already taken in such cases, I am of the considered view that no case to release the petitioner on parole for house repairs, especially when the plea taken by him, has been found to be false, is made out.

Dismissed.

This Court has invariably noticed that there is a very common tendency amongst the convicts to presume as if they are entitled to be released on parole for house repairs every year. The plea is not only misconceived, it is also contrary to the statutory provisions contained in the Haryana Good Conduct Prisoners (Temporary Release) Act, 1988. It further appears that this kind of false impression has been given to the prisoners by none else than the Jail Authorities, who keep on releasing the selective prisoners on this false pretext. Suffice it to say that stern action shall be inevitable against those officers also who are found responsible for granting parole on non-existent grounds.

Let a copy of this order be handed-over to Shri Tarun Aggarwal, learned Sr. DAG, Haryana for onward transmission to the Director General of Prisons, Haryana for information and necessary action.

April 03, 2007.
dinesh

(SURYA KANT)
JUDGE